

# ROCKY MOUNTAIN POWER

Original Sheet No. 400-1

P.S.C. Wyoming No. 17

## Special Contracts Schedule 400

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### Provision

This Schedule governs guidelines for the Company to enter into a special contract for electric utility service agreements pursuant to Wyoming Stat. § 37-3-116.

### Available

In all territory served by the Company in the state of Wyoming.

### Applicable

To Customers that demonstrate they meet the eligibility criteria provided under this Schedule and are able to reach mutually agreeable terms for a special contract with the Company and approved by the Wyoming Public Service Commission (Commission) consistent with its authority under Wyoming Stat. § 37-2-121.

### Eligibility

To be considered for a special contract, a Customer must:

1. Have minimum electric service load of 10,000 kilowatts (kW). A Customer may aggregate multiple metered delivery points located in Wyoming under a single common Entity to satisfy the threshold.
2. Either demonstrate unique circumstances or characteristics of load; or demonstrate a viable and competitive alternative, energy source, or business location.

### Monthly Billing

Customers taking service under this Schedule shall be subject to all charges and rates specified in the customer contract pursuant to the Conditions of Service.

### Conditions of Service

1. A contract is required for each customer taking service under this Schedule. The customer contract is subject to approval from the Commission. No contract under this schedule shall be effective prior to Commission approval.
2. The Company may enter into a contract provided that the terms and conditions:

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*(continued)*

Issued by

Joelle R. Steward, Senior Vice President, Regulation

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### Conditions of Service (continued)

- a. Are expected to result in revenue to the Company in an amount that exceeds the expected cost to serve the customer's projected electric usage.
  - b. Shall not result in obligating other customers for any investments or any direct, indirect, or reasonably assigned costs related to the Company's service to the customer under the agreement. Investments and costs include known or reasonably ascertainable expenses for power supply, electric transmission and distribution and administrative, general, financial and other costs related to the agreement.
  - c. Provide benefits to other customers without imposing additional current or future costs.
3. The Customer must:
- a. Agree to terms, rates, and charges that generate enough revenue to cover the costs to provide service to the Customer during the term of the contract.
  - b. Agree to terms to reasonably contribute to fixed cost recovery.
4. A contract must include these minimum standards:
- a. The initial contract term shall not be less than three (3) years.
  - b. If the contract contains a voluntary cancellation provision then such cancellation must be preceded by not less than nine (9) months written notice to the other party.
  - c. A provision assigning a significant consequence to a material customer breach so as to provide a reasonable deterrent against such breach.
5. The terms and conditions of service shall be those contained in the contract between the Company and the Customer which shall be filed with and approved by the Commission.
6. The Customer shall be required to provide adequate credit assurances.
7. The Company shall retain for its owners any profits or losses that result from the special contract with a Customer pursuant to this Schedule.
8. The Company will require a nonrefundable application fee of \$5,000 from each customer requesting service under this Schedule, as a partial offset to the Company's costs related to the preparation of a contract for review by the Commission, which fee shall not be refunded whether a contract is ultimately executed. For purposes of application of this fee, one application fee will be assessed on a customer aggregating multiple points of delivery. Customers may make preliminary inquiries with the Company to determine eligibility at no cost to the Customer.

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### Conditions of Service (continued)

9. The Company shall report to the Commission at least once every three (3) years as to the impacts on other customers.
10. Upon request of the Company or the customer, all terms and conditions of any special contract under this rate schedule and any supporting information shall be protected from disclosure consistent with the process and requirements for protecting confidential information as approved by the Commission.

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